

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Target Corporation, a
Minnesota corporation,

Plaintiff,

v.

ACE American Insurance
Company, a Pennsylvania
corporation and
ACE Property & Casualty
Insurance Co., a
Pennsylvania corporation,

Defendants.

Court File No. 0:19-CV-2916
(WMW/DTS)

**DEFENDANTS' MOTION TO
AMEND ORDER TO CERTIFY
FOR APPEAL**

Defendants ACE American Insurance Company and ACE Property & Casualty Insurance Co. (collectively "Defendants"), through the undersigned counsel, respectfully moves this Court to amend its March 22, 2022 Order to certify it for appeal. As required by 28 U.S.C. § 1292(b), the Order involves a controlling question of law as to which there is substantial ground for difference of opinion and an immediate appeal from the Order will materially advance the ultimate termination of the litigation.

Respectfully submitted,

Dated: April 21, 2022

s/ Charles E. Spevacek

Charles E. Spevacek (#126044)

William M. Hart (#150526)

Meagher & Geer, P.L.L.P

33 South Sixth Street, Suite 4400

Minneapolis, Minnesota 55402

(612) 338-0661

(612) 338-8384 Fax

cspevacek@meagher.com

whart@meagher.com

*Attorneys for ACE American Insurance
Company and ACE Property & Casualty
Insurance Company*